

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

ORDER

Upon of review and consideration of *Defendants' Motion for Fees and Expenses* (Doc. 24, filed May 9, 2007), *Plaintiff's Objection to Defendants' Motion for Attorney's Fees and Expenses* (Doc. 28, filed May 14, 2007), and the oral arguments of counsel, it is for good cause

ORDERED that *Defendants' Motion for Fees and Expenses* (Doc. 24) is **GRANTED** to the extent it seeks recovery of expenses incurred in pursuit of its *Motion to Compel* (Doc. 18).¹ Defendants are awarded reasonable expenses in the amount of **\$2,500.00**. The parties shall attempt, on their own, to determine the time and manner for collecting the \$2,500.00 award. The remaining fees requested are **DENIED**.²

¹ Reasonable expenses incurred in making a motion to compel are recoverable under FED. R. CIV. P. 37(a)(4).

² Defendants requested in total \$4,303.50.

DONE this 14th day of May, 2007.

/s/Terry F. Moorer
TERRY F. MOORER
UNITED STATES MAGISTRATE JUDGE